

AMENDED IN SENATE APRIL 3, 2000

SENATE BILL

No. 1823

**Introduced by Committee on Elections and Reapportionment
(Senators Murray (Chair), ~~Perata, and Polanco~~) Lewis,
Perata, Polanco, and Poochigian)**

February 24, 2000

~~An act to amend Sections 5322, 5363, and 15122 of, and to repeal and add Section 18513 to, the Education Code, to~~ *An act to amend Sections 5322 and 5363 of the Education Code, to amend Sections 13.5, 1003, 2187, 5000, 8023, 9014, 9164, 9283, 9401, 9402, 9501, 10531, 10540, 12285, 13112, and 15653 15653, and 21001 of, to add Sections 5100.5 and 9501.5 to, and to repeal Sections 9506 and 9507 of, the Elections Code, and to amend Section 84215 of, and to repeal Sections 15601 and 69502 of, the Government Code, relating to elections.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1823, as amended, Committee on Elections and Reapportionment. Elections: ballot materials.

(1) Existing law requires that the specifications of the election order for a school district election or community college district election include the authority for calling the election, the authority for the specification of the election order, and the signature of the officer creating the specifications of the election order.

This bill would require that the specifications of the election order for a school district election on a measure include the wording of the measure as it will appear on the ballot. By

adding to the duties of local elections officials, this provision would create a state-mandated local program.

~~(2) Existing law specifies the form of the ballot in school district and community college district bond elections.~~

~~This bill would make changes to the form of the ballot in school district and community college district bond elections.~~

~~(3) Existing law provides the method of voting in library district elections that determine whether or not to issue bonds.~~

~~This bill would repeal these provisions and conform the method of voting in library district elections that determine whether or not to issue bonds to existing methods of voting on ballot measures.~~

~~(4) Existing law specifies the methods for political parties to qualify to participate in primary elections.~~

This bill would require political parties to have their qualifications to participate in primary elections reviewed by the Secretary of State, as specified, following each gubernatorial election.

~~(5)~~

~~(3) Existing law requires candidates for judicial office to file with elections officials, in duplicate, a written declaration of his or her intention to be a candidate.~~

This bill would delete the requirement that these declarations be filed in duplicate, but would retain the filing requirement.

~~(6)~~

~~(4) Existing law requires that ballot arguments submitted for ballot measures in county, municipal, and school district elections be accompanied by the name of the author of the argument.~~

This bill would require that ballot arguments submitted for ballot measures in county, municipal, and school district elections be accompanied by the signature of the author of the argument.

~~(7)~~

~~(5) Existing law requires that the sample ballot sent in connection with a bond election include a statement of a bond measure's potential impact on tax rates.~~



This bill would require that this statement be submitted to elections officials within 88 days prior to the election.

~~(8)~~

(6) Existing law specifies that the procedures for determining the order of candidate names on ballots be conducted 4 times every 2 years.

This bill would require that this procedure be conducted 5 times every 2 years.

~~(9)~~

(7) Existing law requires the Secretary of State to prepare detailed maps following the enactment of any redistricting plan.

This bill, instead, would require appropriate committees of the Legislature to prepare those maps.

(8) Existing law requires that members of the State Board of Equalization be residents of the district from which they are elected for at least one year before their election or appointment.

This bill would repeal the one-year residency requirement.

~~(10)~~

(9) Existing law requires that superior court judges be residents of the county of the court to which they are elected or appointed.

This bill would repeal that residency requirement.

~~(11)~~

(10) This bill would make additional technical changes to existing law relating to electoral procedures.

~~(12)~~

(11) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.



Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 5322 of the Education Code is
2 amended to read:
3 5322. Whenever an election is ordered, the governing
4 board of the district or the board or officer authorized by
5 this code to make such designations shall, concurrently
6 with or after the order of election but not less than 123
7 days prior to the date of the election in the case of an
8 election for governing board members, or at least 88 days
9 prior to the date of the election in the case of an election
10 on a measure, including a bond measure, by resolution
11 delivered to the county superintendent of schools and the
12 officer conducting the election, or, in the case of an
13 election on a measure, only to the officer conducting the
14 election, specify the following, or such of the following as
15 he or she or it may have authority to designate:
16 (a) The date of the election.
17 (b) The purpose of the election.
18 The resolution or resolutions shall be known as
19 “specifications of the election order” and shall set forth
20 the authority for ordering the election, the authority for
21 the specification of the election order , the signature of
22 the officer or the clerk of the board by law authorized to
23 make the designations therein contained, and, in the case
24 of an election on a measure, the exact wording of the
25 measure as it is to appear on the ballot. Pursuant to
26 Section 13247 of the Elections Code, the statement of the
27 measure to appear on the ballot shall not exceed 75 words.
28 SEC. 2. Section 5363 of the Education Code is
29 amended to read:
30 5363. Except where the procedure prescribed by
31 Section 5362 is utilized, the elections official responsible
32 for the conduct of a governing board member election
33 shall cause formal notice of the election to be published
34 pursuant to Section 12112 of the Elections Code.



1 ~~SEC. 3. Section 15122 of the Education Code is~~
2 ~~amended to read:~~

3 ~~15122. A brief statement of the proposition, not to~~
4 ~~exceed 75 words, setting forth the amount of the bonds to~~
5 ~~be voted upon, the maximum rate of interest, and the~~
6 ~~purposes for which the proceeds of the sale of the bonds~~
7 ~~are to be used, shall be printed upon the ballot, followed~~
8 ~~by the words “Yes” and “No.” No defect in the statement~~
9 ~~other than in the statement of the amount of the bonds~~
10 ~~to be authorized shall invalidate the bonds election.~~

11 ~~SEC. 4. Section 18513 of the Education Code is~~
12 ~~repealed.~~

13 ~~SEC. 5. Section 18513 is added to the Education Code,~~
14 ~~to read:~~

15 ~~18513. A brief statement of the proposition, not to~~
16 ~~exceed 75 words, setting forth the amount of the bonds to~~
17 ~~be voted upon, the maximum rate of interest, and the~~
18 ~~purposes for which the proceeds of the sale of the bonds~~
19 ~~are to be used shall be printed upon the ballot, followed~~
20 ~~by the words “Yes” and “No.” No defect in the statement~~
21 ~~of the amount of the bonds to be authorized shall~~
22 ~~invalidate the bonds election.~~

23 ~~SEC. 6.—~~

24 ~~SEC. 3. Section 13.5 of the Elections Code is amended~~
25 ~~to read:~~

26 13.5. (a) (1) Notwithstanding subdivision (a) of
27 Section 13, no person shall be considered a legally
28 qualified candidate for any of the offices set forth in
29 subdivision (b) unless that person has filed a declaration
30 of candidacy, nomination papers, or statement of write-in
31 candidacy, accompanied by documentation, including,
32 but not necessarily limited to, certificates, declarations
33 under penalty of perjury, diplomas, or official
34 correspondence, sufficient to establish, in the
35 determination of the official with whom the declaration
36 or statement is filed, that the person meets each
37 qualification established for service in that office by the
38 provision referenced in subdivision (b).

39 (2) The provision of “documentation,” for purposes of
40 compliance with the requirements of paragraph (1), may



1 include the submission of either an original, as defined in
2 Section 255 of the Evidence Code, or a duplicate, as
3 defined in Section 260 of the Evidence Code.

4 (b) This section shall be applicable to the following
5 offices and qualifications therefor:

6 (1) For the office of county auditor, the qualifications
7 set forth in Sections 26945 and 26946 of the Government
8 Code.

9 (2) For the office of county district attorney, the
10 qualifications set forth in Sections 24001 and 24002 of the
11 Government Code.

12 (3) For the office of county sheriff, the qualifications
13 set forth in Section 24004.3 of the Government Code.

14 (4) For the office of county superintendent of schools,
15 the qualifications set forth in Sections 1205 to 1208,
16 inclusive, of the Education Code.

17 (5) For the office of judge of the municipal court, the
18 qualifications set forth in Article 4 (commencing with
19 Section 71140) of Chapter 6 of Title 8 of the Government
20 Code.

21 (6) For the office of judge of the superior court, the
22 qualifications set forth in Section 15 of Article VI of the
23 California Constitution.

24 (7) For the office of county treasurer, county tax
25 collector, or county treasurer-tax collector, the
26 qualifications set forth in Section 27000.7 of the
27 Government Code, provided that the board of
28 supervisors has adopted the provisions of that section
29 pursuant to Section 27000.6 of the Government Code.

30 ~~SEC. 7.~~

31 *SEC. 4.* Section 1003 of the Elections Code is amended
32 to read:

33 1003. This chapter shall not apply to the following:

34 (a) Any special election called by the Governor.

35 (b) Elections held in chartered cities or chartered
36 counties in which the charter provisions are inconsistent
37 with this chapter.

38 (c) School governing board elections consolidated
39 pursuant to Section 1302.2 or initiated by petition
40 pursuant to Section 5091 of the Education Code.



1 (d) Elections of any kind required or permitted to be
2 held by a school district located in a chartered city or
3 county when the election is consolidated with a regular
4 city or county election held in a jurisdiction that includes
5 95 percent or more of the school district's population.

6 (e) County, municipal, district, and school district
7 initiative, referendum, or recall elections.

8 (f) Any election conducted solely by mailed ballot
9 pursuant to Division 4 (commencing with Section 4000).

10 (g) Elections held pursuant to Article 1 (commencing
11 with Section 15100) of Chapter 1, or pursuant to Article
12 4 (commencing with Section 15340) of Chapter 2 of, Part
13 10 of the Education Code.

14 ~~SEC. 8.~~

15 *SEC. 5.* Section 2187 of the Elections Code is amended
16 to read:

17 2187. (a) Each county elections official shall send to
18 the Secretary of State, in a format described by the
19 Secretary of State, a summary statement of the number
20 of voters in the county. The statement shall show the total
21 number of voters in the county, the number registered as
22 affiliated with each qualified political party, the number
23 registered in nonqualified parties, and the number who
24 declined to state any party affiliation. The statement shall
25 also show the number of voters, by political affiliations, in
26 each city, supervisorial district, Assembly district, Senate
27 district, and congressional district located in whole or in
28 part within the county.

29 (b) The Secretary of State, on the basis of the
30 statements sent by the county elections officials and
31 within 30 days after receiving those statements, shall
32 compile a statewide list showing the number of voters, by
33 party affiliations, in the state and in each county, city,
34 supervisorial district, Assembly district, Senate district,
35 and congressional district in the state. A copy of this list
36 shall be made available, upon request, to any elector in
37 this state.

38 (c) Each county that uses data processing equipment
39 to store the information set forth in the affidavit of
40 registration shall send to the Secretary of State one copy



1 of the magnetic tape file with the information requested
2 by the Secretary of State. Each county that does not use
3 data processing storage shall send to the Secretary of State
4 one copy of the index setting forth that information.

5 (d) The summary statements and the magnetic tape
6 file copy or the index shall be sent at the following times:

7 (1) On the 135th day before each presidential primary
8 and before each direct primary, with respect to voters
9 registered on the 154th day before the primary election.

10 (2) Not less than 50 days prior to the primary election,
11 with respect to voters registered on the 60th day before
12 the primary election.

13 (3) Not less than 10 days prior to the primary election,
14 with respect to voters registered before the 28th day prior
15 to the primary election.

16 (4) Not less than 50 days prior to the general election,
17 with respect to voters registered on the 60th day before
18 the general election.

19 (5) Not less than 10 days prior to the general election,
20 with respect to voters registered before the 28th day prior
21 to the general election.

22 (6) On or before March 1 of each odd-numbered year,
23 with respect to voters registered as of February 10.

24 (e) The Secretary of State may adopt regulations
25 prescribing the content and format of the magnetic tape
26 file or index referred to in subdivision (c) and containing
27 the registered voter information from the affidavits of
28 registration.

29 (f) The Secretary of State may adopt regulations
30 prescribing additional regular reporting times, except
31 that the total number of reporting times in any one
32 calendar year shall not exceed 12.

33 (g) The Secretary of State shall make the information
34 from the magnetic tape files or the printed indexes
35 available, under conditions prescribed by the Secretary of
36 State, to any candidate for federal, state, or local office, to
37 any committee for or against any proposed ballot
38 measure, to any committee for or against any initiative or
39 referendum measure for which legal publication is made,
40 and to any person for election, scholarly or political



1 research, or governmental purposes as determined by the
2 Secretary of State.

3 ~~SEC. 9.~~

4 *SEC. 6.* Section 5000 of the Elections Code is amended
5 to read:

6 5000. (a) For purposes of this division, the definition
7 of “party” in Section 338 is applicable.

8 (b) This chapter shall apply to political bodies and to
9 parties not otherwise provided for in Division 7
10 (commencing with Section 7050).

11 ~~SEC. 10.~~

12 *SEC. 7.* Section 5100.5 is added to the Elections Code,
13 to read:

14 5100.5. (a) Upon the occurrence of the gubernatorial
15 election, each party shall have its qualifications reviewed
16 by the Secretary of State. A party that does not meet the
17 standards for qualification set forth in Section 5100 shall
18 be prohibited from participating in any primary election.
19 A party shall maintain its qualification to participate in
20 any subsequent primary election by complying with any
21 of the conditions specified in Section 5100.

22 (b) A party seeking qualification under provisions of
23 this section and subdivision (b) or (c) of Section 5100 shall
24 file formal notice with the Secretary of State that the
25 party intends to regain qualification.

26 (c) Unless formal notice as required in subdivision (b)
27 is timely received by the Secretary of State, he or she may
28 have the name of the party omitted from any list, notice,
29 ballot, or other publication containing the names of the
30 parties qualified or seeking qualification that the
31 Secretary of State may cause to be printed or published.

32 (d) For purposes of subdivision (b) of Section 8001,
33 this section shall only be applicable to a party that has
34 successfully obtained that status for the first time after
35 having been a political body, and shall not apply to a
36 political party that has been disqualified.

37 ~~SEC. 11.~~

38 *SEC. 8.* Section 8023 of the Elections Code is amended
39 to read:



1 8023. (a) Except in the case of a judicial office filled
2 in accordance with subdivision (d) of Section 16 of Article
3 VI of the Constitution, every candidate for a judicial
4 office, not more than 14 nor less than five days prior to the
5 first day on which his or her nomination papers may be
6 circulated and signed or may be presented for filing, shall
7 file in the office of the elections official in which his or her
8 nomination papers are required to be filed or left for
9 examination, a written and signed declaration of his or
10 her intention to become a candidate for that office on a
11 form to be supplied by the elections officials. A candidate
12 for a numerically designated judicial office shall state in
13 his or her declaration for which office he or she intends
14 to become a candidate. This section shall apply to all
15 judicial offices whether numerically designated or not.

16 (b) No person may be a candidate nor have his or her
17 name printed upon any ballot as a candidate for judicial
18 office unless he or she has filed the declaration of
19 intention provided for in this section. If the incumbent of
20 a judicial office fails to file a declaration of intention by the
21 end of the period specified in subdivision (a), persons
22 other than the incumbent may file declarations of
23 intention no later than the first day for filing nomination
24 papers.

25 (c) No candidate for a judicial office shall be required
26 to state his or her residential address on the declaration
27 of intention provided for in this section. However, in cases
28 where the candidate does not state his or her residential
29 address on the declaration of intention, the elections
30 official shall verify that the address is within the
31 appropriate political subdivision and add the notation
32 “verified” to the residential address line of the form.

33 ~~SEC. 12.~~

34 *SEC. 9.* Section 9014 of the Elections Code is amended
35 to read:

36 9014. Any initiative or referendum petition may be
37 presented in sections, but each section shall contain a full
38 and correct copy of the title and text of the proposed
39 measure. The text of the measure shall be printed in type
40 not smaller than 8 point.



1 ~~SEC. 13.~~

2 *SEC. 10.* Section 9164 of the Elections Code is
3 amended to read:

4 9164. A ballot argument shall not be accepted under
5 this article unless accompanied by the printed name and
6 signature or printed names and signatures of the person
7 or persons submitting it, or, if submitted on behalf of an
8 organization, the name of the organization and the
9 printed name and signature of at least one of its principal
10 officers.

11 No more than five signatures shall appear with any
12 argument submitted under this article. In case any
13 argument is signed by more than five persons, the
14 signatures of the first five shall be printed.

15 ~~SEC. 14.~~

16 *SEC. 11.* Section 9283 of the Elections Code is
17 amended to read:

18 9283. A ballot argument shall not be accepted under
19 this article unless accompanied by the printed name and
20 signature or printed names and signatures of the person
21 or persons submitting it, or, if submitted on behalf of an
22 organization, the name of the organization and the
23 printed name and signature of at least one of its principal
24 officers.

25 No more than five signatures shall appear with any
26 argument submitted under this article. In case any
27 argument is signed by more than five persons, the
28 signatures of the first five shall be printed.

29 ~~SEC. 15.~~

30 *SEC. 12.* Section 9401 of the Elections Code is
31 amended to read:

32 9401. (a) In connection with each bond issue
33 specified in Section 9400, a statement shall be mailed to
34 the voters with the sample ballot for the bond election.
35 The statement required by this section shall be filed with
36 the election official conducting the election not later than
37 the 88th day prior to the election, and shall include:

38 (1) The best estimate from official sources of the tax
39 rate that would be required to be levied to fund that bond
40 issue during the first fiscal year after the first sale of the



1 bonds based on assessed valuations available at the time
2 of the election or a projection based on experience within
3 the same jurisdiction or other demonstrable factors.

4 (2) The best estimate from official sources of the tax
5 rate that would be required to be levied to fund that bond
6 issue during the first fiscal year after the last sale of the
7 bonds if the bonds are proposed to be sold in series, and
8 an estimate of the year in which that rate will apply, based
9 on assessed valuations available at the time of the election
10 or a projection based on experience within the same
11 jurisdiction or other demonstrable factors.

12 (3) The best estimate from official sources of the
13 highest tax rate that would be required to be levied to
14 fund that bond issue, and an estimate of the year in which
15 that rate will apply, based on assessed valuations available
16 at the time of the election or a projection based on
17 experience within the same jurisdiction or other
18 demonstrable factors.

19 (b) In addition, the statement may contain any
20 declaration of policy of the legislative or governing body
21 of the applicable jurisdiction, proposing to utilize
22 revenues other than ad valorem taxes for purposes of
23 funding the bond issue, and the best estimate from official
24 sources of these revenues and the reduction in the tax
25 rate levied to fund the bond issue resulting from the
26 substitution of revenue.

27 (c) The words “tax rate” as used in this chapter means
28 tax rate per one hundred dollars (\$100) of assessed
29 valuation on all property to be taxed to fund any bond
30 issue described in Section 9400.

31 ~~SEC. 16.~~

32 *SEC. 13.* Section 9402 of the Elections Code is
33 amended to read:

34 9402. (a) All official materials, including any ballot
35 pamphlet prepared, sponsored, or distributed by the
36 jurisdiction that has proposed the bond issue or that is
37 financed in whole or part by funds furnished by that
38 jurisdiction, directed at or including a bond issue proposal
39 shall contain a statement of the tax rate data specified in
40 Section 9401.



1 (b) Notwithstanding subdivision (a) above, the tax
 2 rate data specified in Section 9401 need not be included
 3 in the formal notice of election prepared pursuant to
 4 Section 5361 of the Education Code, or any other legal
 5 publication required to be posted or published in a
 6 newspaper of general circulation within the jurisdiction.
 7 The formal notice of election and any legal notices
 8 required to be posted or published shall include the
 9 information required by paragraph (2) of subdivision (a)
 10 of Section 15120 of the Education Code.

11 ~~SEC. 17.~~

12 *SEC. 14.* Section 9501 of the Elections Code is
 13 amended to read:

14 9501. The governing board of the district or any
 15 member or members of the board authorized by the
 16 board, or any individual voter who is eligible to vote on
 17 the measure, or bona fide association of citizens, or any
 18 combination of such voters and associations may file a
 19 written argument for or against any school measure. No
 20 argument shall exceed 300 words in length. The elections
 21 official shall cause an argument for and an argument
 22 against the measure, if submitted, to be printed, and shall
 23 include the arguments , preceded by the analysis, in the
 24 voter information pamphlet that accompanies the sample
 25 ballot.

26 Printed arguments submitted to voters in accordance
 27 with this section shall be titled either “Argument in Favor
 28 of Measure _____” or “Argument Against Measure
 29 _____,” accordingly, the blank spaces being filled in
 30 only with the letter or number, if any, designating the
 31 measure. At the discretion of the elections official, the
 32 word “Proposition” may be substituted for the word
 33 “Measure” in the titles. Words used in the title shall not
 34 be counted when determining the length of any measure.

35 ~~SEC. 18.~~

36 *SEC. 15.* Section 9501.5 is added to the Elections
 37 Code, to read:

38 9501.5. A ballot argument shall not be accepted under
 39 this article unless accompanied by the printed name and
 40 signature or printed names and signatures of the person



1 or persons submitting it or, if submitted on behalf of an
2 organization, the name of the organization and the
3 printed name and signature of at least one of its principal
4 officers.

5 No more than five signatures shall appear with any
6 argument submitted under this article. If any argument
7 is signed by more than five persons, the signatures of the
8 first five shall be printed.

9 ~~SEC. 19.~~

10 *SEC. 16.* Section 9506 of the Elections Code is
11 repealed.

12 ~~SEC. 20.~~

13 *SEC. 17.* Section 9507 of the Elections Code is
14 repealed.

15 ~~SEC. 21.~~

16 *SEC. 18.* Section 10531 of the Elections Code is
17 amended to read:

18 10531. Notwithstanding any other provision of law,
19 special absent voting shall be allowed in lieu of voting by
20 proxy in any landowner district election in which voting
21 by proxy is allowed, provided that, at least 110 days before
22 the election, the governing board of the district adopts
23 this section. If a district adopts this section, the voting
24 shall be conducted as follows:

25 (a) The absentee ballot shall be available to any
26 eligible voter of the district.

27 (b) The form of application for the ballot shall be
28 distributed to each voter with the sample ballot and shall
29 contain spaces for each of the following:

30 (1) The printed name and address of the voter.

31 (2) The address to which the ballot is to be mailed.

32 (3) The voter's signature.

33 (4) The authorization of a legal representative, as
34 defined in Section 34030 of the Water Code, to receive the
35 absent voter's ballot if the voter so chooses.

36 (5) The name and date of the election for which the
37 request is made.

38 (6) The date the application shall be received by the
39 county elections official, which date shall be at least seven
40 days before the election.



1 (7) The insertion of the sample ballot name and
2 address label on the application.

3 (c) Upon receipt of absentee ballot application and
4 verification that it has been properly completed, the
5 county elections official shall mail an absent voter's ballot
6 to the voter or legal representative with an identification
7 envelope, which shall contain each of the following:

8 (1) A declaration under penalty of perjury stating that
9 the voter is entitled to vote in the election.

10 (2) Space for the signature of the voter or legal
11 representative and the date of signing.

12 (3) A notice that the envelope contains an official
13 ballot and is to be opened only by the appropriate
14 election officials.

15 (d) The voting shall be pursuant to those additional
16 procedures, if any, that the county elections official shall
17 deem necessary to the proper conduct of the election,
18 provided that the overall additional procedures shall
19 substantially comply with Division 3 (commencing with
20 Section 3000) and Chapter 1 (commencing with Section
21 15000) of Division 15, and shall be consistent with
22 landowner voting requirements.

23 (e) Notwithstanding Section 10525, the list of voters
24 for landowner voting district elections in which absentee
25 voting is allowed shall be delivered to the county
26 elections official at least 40 days prior to the election.

27 (f) The sample ballot for landowner voting district
28 elections in which absent voting is allowed shall be mailed
29 at least 20 days before the election.

30 ~~SEC. 22~~

31 *SEC. 19.* Section 10540 of the Elections Code is
32 amended to read:

33 10540. Candidates' statements of their qualifications
34 submitted in accordance with Section 13307 shall be filed
35 with the county clerk, who shall cause the voters'
36 pamphlet, if any is required, to be mailed .

37 ~~SEC. 23.~~

38 *SEC. 20.* Section 12285 of the Elections Code is
39 amended to read:



1 12285. A mobilehome may be used as a polling place
2 if the elections official determines that no other facilities
3 are available for the convenient exercise of voting rights
4 by mobilehome park residents and the mobilehome is
5 designated as a polling place by the elections official
6 pursuant to Section 12286. No rental agreement shall
7 prohibit the use of a mobilehome for those purposes.

8 ~~SEC. 24.~~

9 *SEC. 21.* Section 13112 of the Elections Code is
10 amended to read:

11 13112. The Secretary of State shall conduct a drawing
12 of the letters of the alphabet, the result of which shall be
13 known as a randomized alphabet. The procedure shall be
14 as follows:

15 (a) Each letter of the alphabet shall be written on a
16 separate slip of paper, each of which shall be folded and
17 inserted into a capsule. Each capsule shall be opaque and
18 of uniform weight, color, size, shape, and texture. The
19 capsules shall be placed in a container, which shall be
20 shaken vigorously in order to mix the capsules
21 thoroughly. The container then shall be opened and the
22 capsules removed at random one at a time. As each is
23 removed, it shall be opened and the letter on the slip of
24 paper read aloud and written down. The resulting
25 random order of letters constitutes the randomized
26 alphabet, which is to be used in the same manner as the
27 conventional alphabet in determining the order of all
28 candidates in all elections. For example, if two candidates
29 with the surnames Campbell and Carlson are running for
30 the same office, their order on the ballot will depend on
31 the order in which the letters M and R were drawn in the
32 randomized alphabet drawing.

33 (b) (1) There shall be five drawings, three in each
34 even-numbered year and two in each odd-numbered
35 year. Each drawing shall be held at 11 a.m. on the date
36 specified in this subdivision. The results of each drawing
37 shall be mailed immediately to each county elections
38 official responsible for conducting an election to which
39 the drawing is applicable, who shall use it in determining



1 the order on the ballot of the names of the candidates for
2 office.

3 (A) The first drawing under this subdivision shall take
4 place on the 82nd day before the April general law city
5 elections, and shall apply to those elections and any other
6 elections held at the same time.

7 (B) The second drawing under this subdivision shall
8 take place on the 82nd day before the direct primary of
9 an even-numbered year, and shall apply to all candidates
10 on the ballot in that election.

11 (C) (i) The third drawing under this subdivision shall
12 take place on the 82nd day before the November general
13 election of an even-numbered year, and shall apply to all
14 candidates on the ballot in the November general
15 election.

16 (ii) In the case of the primary election and the
17 November general election, the Secretary of State shall
18 certify and transmit to each county elections official the
19 order in which the names of federal and state candidates,
20 with the exception of candidates for State Senate and
21 Assembly, shall appear on the ballot. The elections official
22 shall determine the order on the ballot of all other
23 candidates using the appropriate randomized alphabet
24 for that purpose.

25 (D) The fourth drawing under this subdivision shall
26 take place on the 82nd day before the first Tuesday after
27 the first Monday in June of each odd-numbered year, and
28 shall apply to all candidates on the ballot in the elections
29 held on that date.

30 (E) The fifth drawing under this subdivision shall take
31 place on the 82nd day before the first Tuesday after the
32 first Monday in November of the odd-numbered year,
33 and shall apply to all candidates on the ballot in the
34 elections held on that date.

35 (2) In the event there is to be an election of candidates
36 to a special district, school district, charter city, or other
37 local government body at the same time as one of the five
38 major election dates specified in subparagraphs (A) to
39 (E), inclusive, and the last possible day to file nomination
40 papers for the local election would occur after the date of



1 the drawing for the major election date, the procedure set
2 forth in Section 13113 shall apply.

3 (c) Each randomized alphabet drawing shall be open
4 to the public. At least 10 days prior to a drawing, the
5 Secretary of State shall notify the news media and other
6 interested parties of the date, time, and place of the
7 drawing. The president of each statewide association of
8 local officials with responsibilities for conducting
9 elections shall be invited by the Secretary of State to
10 attend each drawing or send a representative. The state
11 chairman of each qualified political party shall be invited
12 to attend or send a representative in the case of drawings
13 held to determine the order of candidates on the primary
14 election ballot, the November general election ballot, or
15 a special election ballot as provided for in subdivision (d).

16 (d) In the case of any special election for State
17 Assembly, State Senate, or Representative in Congress,
18 on the first weekday after the close of filing of nomination
19 papers for the office, the Secretary of State shall conduct
20 a public drawing to produce a randomized alphabet in
21 the same manner as provided for in subdivisions (a) and
22 (c). The resulting randomized alphabet shall be used for
23 determining the order on the ballot of the candidates in
24 both the primary election for the special election and in
25 the special election.

26 ~~SEC. 25.~~

27 *SEC. 22.* Section 15653 of the Elections Code is
28 amended to read:

29 15653. When two or more persons have an equal and
30 highest number of votes for either Governor or
31 Lieutenant Governor, the Secretary of State shall deliver
32 a certificate to that effect to each of the tied candidates.
33 Each tied candidate may present the certificate to the
34 Legislature in the manner that he or she sees fit.

35 ~~SEC. 26.~~

36 *SEC. 23.* Section 21001 of the Elections Code is
37 amended to read:

38 21001. (a) ~~The Secretary of State~~ *Appropriate*
39 *committees of the Legislature* shall prepare detailed
40 maps showing the boundaries of any districts established



1 by this division on or after January 1, 1991. These maps
2 shall be prepared no later than 90 days following the
3 enactment of any redistricting plan pursuant to this
4 division, and shall illustrate the boundary lines of every
5 district described in the redistricting plan. *The maps shall*
6 *be provided to the Secretary of State for distribution in*
7 *accordance with subdivisions (b) and (c).*

8 (b) The Secretary of State shall provide each Member
9 of the Senate, Assembly, and the State Board of
10 Equalization, and each Member of Congress from
11 California, with one copy of a map or maps of his or her
12 district. One copy of the entire set of maps for the
13 Assembly shall be provided to the Assembly Committee
14 on Rules, one copy of the entire set of maps for the Senate
15 shall be provided to the Senate Committee on Rules, and
16 one copy of the entire set of maps for the State Board of
17 Equalization shall be provided to the State Board of
18 Equalization.

19 (c) The Secretary of State shall also make copies of the
20 maps available for public inspection. The Secretary of
21 State shall also provide copies of the maps to the county
22 elections officials for use in their administrative functions
23 involved in the conduct of elections.

24 (d) There shall be no charge for the maps provided
25 pursuant to this section.

26 *SEC. 24.* Section 15601 of the Government Code is
27 repealed.

28 ~~SEC. 27.~~

29 *SEC. 25.* Section 69502 of the Government Code is
30 repealed.

31 ~~SEC. 28.—~~

32 *SEC. 26.* *Section 84215 of the Government Code is*
33 *amended to read:*

34 84215. All candidates, elected officers, committees,
35 and proponents of state ballot measures or the
36 ~~qualifications~~ *qualification* of state ballot measures,
37 except as provided in subdivision (e), shall file two copies
38 of the campaign statements required by Section 84200
39 with the clerk of the county in which they are domiciled.
40 A committee is domiciled at the address listed on its



1 campaign statement unless it is domiciled outside
2 California, in which case its domicile shall be deemed to
3 be Los Angeles County for the purpose of this section. In
4 addition, campaign statements shall be filed at the
5 following places:

6 (a) Statewide elected officers, candidates for these
7 offices, supreme court justices, their controlled
8 committees, committees formed or existing primarily to
9 support or oppose these candidates, elected officers,
10 supreme court justices, or statewide measures, or the
11 ~~qualifications~~ *qualification* of state ballot measures, and
12 all state general purpose committees and filers not
13 specified in subdivisions (b) to (e), inclusive:

14 (1) The original and one copy with the Secretary of
15 State.

16 (2) Two copies with the Registrar-Recorder of Los
17 Angeles County.

18 (3) Two copies with the Registrar of Voters of the City
19 and County of San Francisco.

20 (b) Members of the Legislature or Board of
21 Equalization, court of appeal justices, superior court
22 judges, candidates for those offices, their controlled
23 committees, and committees formed or existing
24 primarily to support or oppose these candidates or
25 officeholders:

26 (1) The original and one copy with the Secretary of
27 State.

28 (2) Two copies with the clerk of the county with the
29 largest number of registered voters in the districts
30 affected.

31 (c) Elected officers in jurisdictions other than
32 legislative districts, Board of Equalization districts or
33 appellate court districts ~~which~~ *that* contain parts of two
34 or more counties, candidates for these offices, their
35 controlled committees, and committees formed or
36 existing primarily to support or oppose candidates or local
37 measures to be voted upon in one of these jurisdictions
38 shall file the original and one copy with the clerk of the
39 county with the largest number of registered voters in the
40 jurisdiction.



1 (d) County elected officers, municipal court judges,
2 candidates for such offices, their controlled committees,
3 committees formed or existing primarily to support or
4 oppose candidates or local measures to be voted upon in
5 any number of jurisdictions within one county, other than
6 those specified in subdivision (e), and county general
7 purpose committees shall file the original and one copy
8 with the clerk of the county.

9 (e) City elected officers, candidates for city office,
10 their controlled committees, committees formed or
11 existing primarily to support or oppose candidates or local
12 measures to be voted upon in one city, and city general
13 purpose committees shall file the original and one copy
14 with the clerk of the city. These elected officers,
15 candidates, and committees need not file with the clerk
16 of the county in which they are domiciled.

17 (f) Notwithstanding the above, no committee,
18 candidate, or elected officer shall be required to file more
19 than the original and one copy, or two copies, of a
20 campaign statement with any one county or city clerk or
21 with the Secretary of State.

22 (g) If a committee is required to file campaign
23 statements required by Section 84200, 84200.3, or 84200.5
24 in places designated in subdivisions (d) and (e), it shall
25 continue to file these statements in those places, in
26 addition to any other places required by this title, until
27 the end of the calendar year.

28 *SEC. 27.* Notwithstanding Section 17610 of the
29 Government Code, if the Commission on State Mandates
30 determines that this act contains costs mandated by the
31 state, reimbursement to local agencies and school
32 districts for those costs shall be made pursuant to Part 7
33 (commencing with Section 17500) of Division 4 of Title
34 2 of the Government Code. If the statewide cost of the
35 claim for reimbursement does not exceed one million
36 dollars (\$1,000,000), reimbursement shall be made from
37 the State Mandates Claims Fund.

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